

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Criminal Justice
 2 Subcommittee

3 Representative Latvala offered the following:

4
 5 **Amendment (with title amendment)**

6 Remove lines 18-25 and insert:

7 (b)1. If the minor is not classified as a serious or
 8 habitual juvenile offender or committed to a juvenile
 9 correctional facility or juvenile prison under chapter 985, the
 10 program shall retain the minor's criminal history record for 2 5
 11 years after the date the minor reaches 19 years of age, at which
 12 time the record shall be expunged unless it meets the criteria
 13 of paragraph (2) (a) or paragraph (2) (b) .

14 2. A minor described in subparagraph (b)1. may apply to
 15 the department to have his or her criminal history record
 16 expunged prior to the minor becoming 21 years of age. To be
 17 eligible for expunction under this subparagraph, the minor must

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18 be 18 years of age or older and less than 21 years of age and
19 have not been charged by the state attorney with or found to
20 have committed any criminal offense within the 5-year period
21 before the application date. The only offenses eligible to be
22 expunged under this subparagraph are those that the minor
23 committed prior to becoming 18 years of age. A criminal history
24 record expunged under this subparagraph requires the approval of
25 the state attorney for each circuit in which an offense
26 specified in the criminal history record occurred.

27 Section 2. Subsection (2) of section 790.23, Florida
28 Statutes, is amended to read:

29 790.23 Felons and delinquents; possession of firearms,
30 ammunition, or electric weapons or devices unlawful.—

31 (2) This section shall not apply to a person:

32 (a) Convicted of a felony whose civil rights and firearm
33 authority have been restored.

34 (b) Whose criminal history record has been expunged
35 pursuant to s. 943.0515(1) (b) .

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38 **T I T L E A M E N D M E N T**

39 Remove line 7 and insert:

40 juvenile offender; providing an exception for specified minors
41 to apply for expunction prior to attaining 21 years of age;
42 amending s. 790.23, F.S.; conforming provisions to changes made
43 by the act; amending s. 943.0582, F.S.;